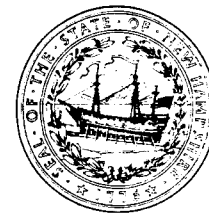




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

October 15, 2004

LETTER OF DEFICIENCY #WSEB 04-172
CERTIFIED MAIL #7000 0600 0023 9932 7594

Alexander Ray
PO Box 581
Ashland, NH 03217

Subject: Plymouth – Public Water System: The Italian Farmhouse (EPA #1948060)

Dear Mr. Ray:

The records of the Department of Environmental Services (DES) show that The Italian Farmhouse water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system serving 15 or more services, or 25 or more people for 60 or more days per year. As such, the water system owner is required to submit samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Administrative Rule Env-Ws 325.

DES records show that Standard Maximum Contaminant Level (MCL) violations for total coliform bacteria, as defined in NH Admin. Rule Env-Ws 315.01 have occurred and that letters of violation were issued for the following months:

September 2003, November 2003, September 2004 and October 2004

For your information, Letter of Deficiency #WSEB 03-297 was issued to the subject water system on November 26, 2003, a copy of which is enclosed. WSEB issued a Letter of Closure on June 22, 2004, based on the submission of water sample results indicating the absence of total coliform bacterial. However, WSEB did not receive a copy of the consultant's report nor an implementation schedule indicating what was done to correct the water system deficiencies as required. As the October 2004 MCL violation is the fourth such violation within the past year, DES is requesting the water system comply with the three actions set forth below.

DES believes the MCL violations can be corrected and future violations prevented by taking the following actions:

1. **By October 29, 2004**, retain the services of a qualified water system consultant to address the system's water quality problems relative to the recent bacteriological occurrences; and
2. **By November 12, 2004**, submit to DES for review a copy of the consultant's report which shall include recommendations to correct the bacteria contamination; and

P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095
Telephone: (603) 271-3503 • Fax: (603) 271-5171 • TDD Access: Relay NH 1-800-735-2964
DES Web site: www.des.nh.gov

3. **By November 29, 2004**, submit to DES for review and approval an implementation schedule which identifies specific dates by which steps to correct the bacteria contamination will be accomplished.

In the event compliance is not achieved within this period, DES may take further enforcement action, including issuing an order requiring the deficiencies be corrected, initiating an administrative fine proceeding and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

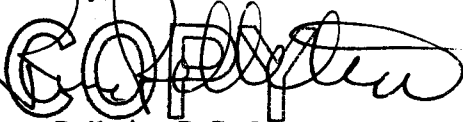
The copy of the consultant's written report **and the implementation schedule** as requested above should be addressed as follows:

Anne S. Bailey
Department of Environmental Services
Water Supply Engineering Bureau
29 Hazen Drive, P.O. Box 95
Concord, NH 03302-0095

Please be reminded to carry out the public notice requirements and provide proof of public notice to DES for the October 2004 MCL violation.

Please contact Anne Bailey by phone at (603) 271-0672, or by e-mail at abailey@des.state.nh.us if you have any questions regarding this letter.

Sincerely,



Rene Pelletier, P.G., Manager
Land Resource Programs

Enclosures: MCL public notice form
Master Sampling Schedule
LOD #WSEB 03-297

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cc: Gretchen R. Hamel, DES Legal Unit Administrator
NH Dept. H&HS Restaurant Licensing
Michael Hanley, Sampling Agent (w/enclosures)
Town of Plymouth Health Officer
EPA Region I